

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON October 29, 2002

ATTORNEY FOR APPLICANT

UCT. 29, 2002 DATE

Attorney Docket No. B2368C4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hindley, et al

October 29, 2002

Serial No.:

08/458,033

Group Art Unit No.: 1626

Filed:

June 1, 1995

Examiner:

Robert Gerstl

For:

"Novel Compounds"

NOTICE OF APPEAL UNDER 37 CFR 1.191 FROM THE DECISION OF THE EXAMINER TO THE BOARD OF APPEALS & INTERFERENCES

Assistant Commissioner for Patents Box AF Washington, D.C. 20231

Dear Sir:

This is responsive to the final office action mailed on May 3, 2002 in the above captioned application. Applicants are submitting concurrently herewith a petition for an extension of time, such that this response is timely.

Applicants hereby appeal to the Board from the decision of the Primary Examiner mailed May 3, 2002, finally rejecting claims 1-12.

In accordance with 37 CFR 1.191 and 1.17(b), please charge \$320.00 to Deposit Account No. <u>19-2570</u>.

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Please charge any additional fees under 37 CFR 1.16 or 1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 19-2570.

A copy of this Notice is enclosed to facilitate charging the requisite fee(s).

Respectfully submitted,

Loretta J. Henderson Attorney for Applicants Registration No. 37,347

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